

BILL NO. R-72-02-09

RESOLUTION NO. R- 03-72

RESOLUTION approving Memorandum of Understanding between City of Fort Wayne and Department of Housing and Urban Development.

WHEREAS, the City of Fort Wayne, Indiana is concerned about improving conditions for all of its citizens; and

WHEREAS, the local government wants to maximize the opportunities for Federal and State assistance in the housing field; and

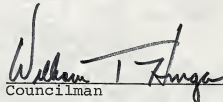
WHEREAS, the public and private sectors make substantial use of the United States Department of Housing and Urban Development programs; and

WHEREAS, The Workable Program for Community Improvement represents the City's commitment to continue and improve its efforts in the areas of codes and code enforcement, planning and programming, housing and relocation, and citizen involvement; and

WHEREAS, the City of Fort Wayne and the Department of Housing Development have reached an agreement as to the terms of a Memorandum of Understanding relative to approval of the City's Request for Recertification of Workable Program;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

That the aforesaid Memorandum of Understanding is hereby approved.

  
\_\_\_\_\_  
Councilman

APPROVED AS TO FORM  
AND LEGALITY,

  
\_\_\_\_\_  
CITY ATTORNEY

Read the first time in full and on motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and duly adopted, read the second time by title and referred to the Committee on \_\_\_\_\_ (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_ 197\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: \_\_\_\_\_

CITY CLERK

Read the third time in full and on motion by Hinga seconded by V. Schmidt and duly adopted, placed on its passage.

Passed (~~LOST~~) by the following vote:

	AYES <u>9</u>	NAYS <u>0</u>	ABSTAINED _____	ABSENT _____ to-wit:
Burns	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinga	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kruse	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nuckols	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Moses	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Schmidt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Schmidt, V.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Steir	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Talarico	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date 2-8-72

Charles W. Whitstorman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(Zoning Map)(General)(Annexation)(Special)(Appropriation)~~ Ordinance (Resolution) No. 803-72 on the 8<sup>th</sup> day of February, 1972.

ATTEST:

(SEAL)

Charles W. Whitstorman  
CITY CLERK

John Nuckols  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9<sup>th</sup> day of February, 1972 at the hour of 8:30 o'clock A.M., E.S.T.

Charles W. Whitstorman  
CITY CLERK

Approved and signed by me this 9<sup>th</sup> day of February, 1972, at the hour of 9:46 o'clock A.M., E.S.T.

Paul A. Schmidt  
MAYOR

TO: DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
FROM: CITY OF FORT WAYNE  
SUBJECT: MEMORANDUM OF UNDERSTANDING RELATIVE TO APPROVAL OF  
CITY'S REQUEST FOR RECERTIFICATION OF WORKABLE PROGRAM  
DATE: February 8, 1972

The following paragraphs set forth the understanding arrived at between the City of Fort Wayne, Indiana, hereinafter called "City", and the Federal Department of Housing and Urban Development, hereinafter called "HUD", regarding approval of City's application for its Workable Program for Community Improvement.

For ease of reference, this Memorandum of Understanding follows the primary elements of the Workable Program being: A) Codes and Code Enforcement; B) Planning and Programming; C) Housing and Relocation & Relocation Requirements; D) Equal Opportunity; and E) Citizen Involvement.

A) Codes and Code Enforcement

In view of the fact that the Indiana State Administrative Building Council with the assistance of HUD has developed a set of model codes relative to building, plumbing, electrical installation, as well as the model codes for single family residence, which codes will pre-empt all local codes, it is agreed that at this time City will not be required to take any local action to amend its local codes. If the model codes developed by the Indiana State Administrative Building Council have not been signed into law by the Governor on or before June 1, 1972, then City will take necessary local action to amend its local codes to bring them into compliance with the model codes.

The obsolete Housing Code (Ordinance No. 2738) previously in effect in City has been repealed by Ordinance No. G-68, dated 10-10-61. The obsolete Fire Prevention Code is in the process of being amended by City Council. It will conform to the National AIA Fire Prevention Code, 1970 edition.

The Code Enforcement Plan previously certified will continue to be utilized until information made available through the development of the CRP indicates the plan should be modified. The Code Enforcement Plan will be revised as indicated by the CRP data.

B) Planning and Programming

The two principal concerns of HUD relative to Planning and Programming were in reference to the adequacy of the City's Zoning Ordinance and a firm commitment on the part of City to promptly file an NDP application for the Harmar Street Area to facilitate construction of public housing for the elderly.

City considers that its Zoning Ordinance is fully adequate and is consistent with effectuation of the Master Plan. A copy of the current Zoning Ordinance is enclosed with this memorandum as Exhibit A.

City is proceeding forthwith to prepare an NDP application for the Harmar Street Area. Such application will be submitted to HUD on or before June 1, 1972. Subject to the ability of HUD to fund community facility grants, open space and urban beautification programs, City will promptly submit such applications.

It is the intent of City working with HUD to develop at the earliest practical date an "annual arrangement" relative to all aspects of planning, renewal, housing and related programs.

C) Housing and Relocation

City will proceed promptly on two fronts in conjunction with its housing and relocation plan and program. Based on data supplied by the Department of Public Welfare, the Redevelopment Commission, the Building Department, the Allen County Economic Opportunity Council, the Bureau of Census, the Three Rivers Coordinating Council, and the Fort Wayne Housing Authority, an estimate of the basic current quantitative need for housing for low and moderate income families has been developed.

The second but concurrent action City will take in reference to Housing and Relocation is the development of a comprehensive

city-wide housing plan and program as a major element of the CRP currently being prepared. As a part of this comprehensive city-wide housing plan a detailed estimate of the number of low and moderate income families presently living in substandard housing by family size, income, race and other pertinent characteristics will be prepared. A comprehensive survey of the number of housing units for rent and for sale by size, location and rental or sales price shall also be prepared. Based upon a comparison of the need for housing and the available supply, the definitive number of housing units required by various time periods will be set forth along with a specific plan and program for the provision of this housing.

Prior to June 30, 1972, the City's comprehensive housing plan and program shall be completed.

In conjunction with the formal designation of the Housing and Relocation Division of the Building Department as the Central Relocation Agency responsible for all relocation activities of City, the City Council will be requested to designate by resolution the Housing and Relocation Division of the Building Department as the Central Relocation Agency.

D) Equal Opportunity

City recognizes that while it does not have an Affirmative Action Program, nor a full-time Equal Employment Opportunity Officer, it does have an official ordinance, No. G-85-70; Council File No. G-70-04-16 (Amended); Bill No. G-70-04-16 (Amended) which states that City, through its Metropolitan Human Relations Commission, has the power to ". . . study, investigate and take action within its jurisdiction in regard to any condition having an adverse effect on inter-group relations, including alleged violations of Federal, State and Local Laws heretofore or hereafter enacted prohibiting discrimination against any person in public accommodations, employment opportunity, or housing accommodations because of race, sex, color, religion, or national origin," (Art.

3, Sec. 5, Paragraph (e), Page 7).

Therefore, prior to June 30, 1972, City will:

1. Implement an Affirmative Action Program.
2. Hire a full-time Equal Employment Opportunity Officer who shall have among his principal duties:
  - a) Contract compliance, consistent with the Regional Office Circular, "Chicago, 8000.4", and any superseding Federal circular.
  - b) Working closely with the Human Relations staff in the training and education of all City personnel, specifically those staff responsible for housing, code enforcement, relocation, contracts, et al.
  - c) Monitoring of all contracts let by the City in which the contractor employs six or more persons to determine as to whether they (contractors) are in compliance with the law.

E) Citizen Involvement

City under its new administration has made a firm commitment to the concept of significant citizen involvement in the formulation and execution of a comprehensive planning, housing, and renewal effort. In addition to the representatives of the Three Rivers Coordinating Council, the Citizens Advisory Board will be composed of the following:

1. Nine members elected by the nine Neighborhood Associations which compose the Federation of Neighborhood Associations. (See Exhibit B).
2. The President of the Neighborhood Associations.
3. The President of the League of Women Voters.
4. The Executive Vice President of the Fort Wayne Chamber of Commerce.
5. Two representatives from the Central Labor Council, designated by the Council (one of whom shall represent the Building Trades).
6. A representative from the Downtown Association, designated

by the Association.

7. President of the Ministerial Alliance.
8. The Executive Secretary of the NAACP.
9. The President of the Fort Wayne Home Builders Association.
10. Representative from the United Auto Workers, designated by the UAW.
11. A citizen representing the Chicano community, designated by the Mayor.
12. A citizen representing the community-at-large, designated by the Mayor.
13. Two youth representatives who shall be under the age of 21, designated by the Mayor.

In addition to the 23 members identified above, who shall be voting members of the Citizens Advisory Board, there shall be the following technical advisory members to the board who shall have no vote:

1. Advisor from the Legal Aid Services.
2. A representative from City's financial institutions with experience in home mortgages, designated by the Mayor.
3. A representative from the educational community with experience in educational administration, designated by the Mayor.
4. In addition, all City Department Heads shall be available as needed and called on by the Citizens Advisory Board to provide technical advice from time to time.

The Citizens Advisory Board shall be provided in a timely manner with the results of all technical surveys, studies and other data gathered in conjunction with the CRP, the NDP or other projects and programs in order that they be fully informed prior to making their specific recommendations on any of these activities.

UNITED STATES DEPARTMENT OF  
HOUSING AND URBAN DEVELOPMENT

By \_\_\_\_\_

MAYOR, CITY OF FORT WAYNE